



REMARKS

Applicant notes with appreciation the Examiner's indication of allowability of claims 2-4, 7 and 8 if rewritten to overcome the §112 rejections. By this Amendment, Applicant has amended claims 1, 7 and 10 to overcome the Examiner's objections thereto. Claim 2 has also been canceled and the subject matter pertaining thereto has been incorporated into claim 1 now rendering the combination allowable. As a result thereof, dependent claims 3-9, which depend either directly or indirectly from claim 1 are believed to be allowable over the prior art of record as well.

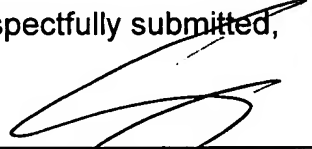
Claim 10 which relates to a method for controlling the amount of electrosurgical energy to tissue has been amended to include the allowable subject matter of claim 2 and, as a result, is believed to be allowable over the prior art of record.

Applicant has also included new claims 11 and 12 which include the combination of the subject matter of claim 1 and the subject matter of claims 3 and 4, respectively. This combination is also believed allowable as per the Examiner's indication of allowance.

Finally, with respect to the Examiner's objections to the drawings, Applicant has amended Figs. 1-5 to include a solid line representation of the electrosurgical generator 102 which is believed will overcome the Examiner's objection thereto.

In view of the foregoing, it is respectfully submitted that all the claims now in the application, i.e., claims 1, 3-12 are in condition for allowance. Accordingly, passage of the application to issue at an early date is earnestly solicited.

Respectfully submitted,



Edward C. Meagher
Attorney for Applicants
Reg. No. 41,189

CARTER, DELUCA, FARRELL & SCHMIDT, LLP
445 Broad Hollow Road – Suite 225
Melville, New York 11747
(631) 501-5708
(631) 501-3526